

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Nicolaas M.J. Vermeulen et al.

Application No.: 09/868,152

Confirmation No.: 6999

Filed: March 5, 2002

Art Unit: 1614

For: ANTIZYME MODULATORS AND THEIR
USE

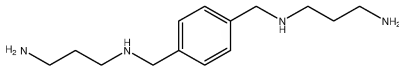
Examiner: C. R. Stone

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the Election of Species requirement dated June 12, 2009, Applicants hereby elect the species of analog 1283, as recited in claim 10. As set forth in Table 1A on page 22 of Applicants' disclosure, analog 1283 has the following structure:



Claim 10 reads on the elected species. Claim 1 is generic.

Applicants' election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to not more than a reasonable number of species in addition to the elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 22116-00006-US2 from which the undersigned is authorized to draw.

Dated: July 13, 2009

Respectfully submitted,

Electronic signature: /Georg M. Hasselmann/
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